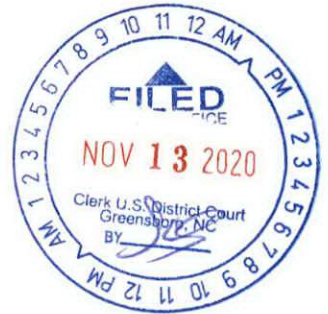


UNITED STATES DISTRICT COURT

for the Middle District of NORTH CAROLINA

____ Division



Case No. _____

(to be filled in by the Clerk's Office)

Jury Trial: (check one) ☒ Yes ☐ NoDERRICK M. ALLEN SR.

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

DIRECTOR OF ELECTIONS, DURHAM COUNTY BOARD OF ELECTIONS, DURHAM COUNTY DETENTION FACILITY and DURHAM CO. SHERIFF DEPARTMENT

Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

COMPLAINT FOR A CIVIL CASE

I. The Parties to This Complaint

A. The Plaintiff(s)

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name	<u>DERRICK M. ALLEN SR. #10973</u>
Street Address	<u>DURHAM CO. DETENTION FACILITY</u>
City and County	<u>219 S. MARGUM STREET</u>
State and Zip Code	<u>P.O. BOX 771</u>
Telephone Number	<u>DURHAM / DURHAM COUNTY</u>
E-mail Address	<u>NORTH CAROLINA 27701</u>
	<u>919-450-7497</u>

B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known). Attach additional pages if needed.

Defendant No. 1

Name
Job or Title (if known)
Street Address
City and County
State and Zip Code
Telephone Number
E-mail Address (if known)

DIRECTOR OF ELECTION(S)
P.O. Box 868
DURHAM / DURHAM COUNTY
NORTH CAROLINA 27702-0868
(919) 560-0700
WWW.NCSBE.GOV

Defendant No. 2

Name
Job or Title (if known)
Street Address
City and County
State and Zip Code
Telephone Number
E-mail Address (if known)

DURHAM CO. BOARD OF ELECTIONS
P.O. Box 868
DURHAM / DURHAM COUNTY
NORTH CAROLINA 27702-0868
(919) 560-0700
WWW.NCSBE.GOV

Defendant No. 3

Name
Job or Title (if known)
Street Address
City and County
State and Zip Code
Telephone Number
E-mail Address (if known)

DURHAM COUNTY
Will AMEND COMPLAINT TO
REFLECT UPDATED INFORMATION

Defendant No. 4

Name
Job or Title (if known)
Street Address
City and County
State and Zip Code
Telephone Number
E-mail Address (if known)

DURHAM CO. DETENTION FACILITY
219 S. MANGUM STREET
P.O. BOX 7711
DURHAM / DURHAM COUNTY

DEFENDANT No. 5

DURHAM COUNTY SHERIFF OFFICE
DURHAM COURTHOUSE
510 SOUTH DILLARD STREET
DURHAM, N.C.
27701

II. Basis for Jurisdiction

Federal courts are courts of limited jurisdiction (limited power). Generally, only two types of cases can be heard in federal court: cases involving a federal question and cases involving diversity of citizenship of the parties. Under 28 U.S.C. § 1331, a case arising under the United States Constitution or federal laws or treaties is a federal question case. Under 28 U.S.C. § 1332, a case in which a citizen of one State sues a citizen of another State or nation and the amount at stake is more than \$75,000 is a diversity of citizenship case. In a diversity of citizenship case, no defendant may be a citizen of the same State as any plaintiff.

What is the basis for federal court jurisdiction? *(check all that apply)*

☒ Federal question ☐ Diversity of citizenship

Fill out the paragraphs in this section that apply to this case.

A. If the Basis for Jurisdiction Is a Federal Question

List the specific federal statutes, federal treaties, and/or provisions of the United States Constitution that are at issue in this case.

THE 19TH AMENDMENT AND TWENTY-SIX
AMENDMENT [SECTION ONE].

B. If the Basis for Jurisdiction Is Diversity of Citizenship**1. The Plaintiff(s)****a. If the plaintiff is an individual**

The plaintiff, (name) _____, is a citizen of the
State of (name) _____.

b. If the plaintiff is a corporation

The plaintiff, (name) _____, is incorporated
under the laws of the State of (name) _____,
and has its principal place of business in the State of (name) _____.

(If more than one plaintiff is named in the complaint, attach an additional page providing the same information for each additional plaintiff.)

2. The Defendant(s)**a. If the defendant is an individual**

The defendant, (name) _____, is a citizen of
the State of (name) _____. Or is a citizen of
(foreign nation) _____.

b. If the defendant is a corporation

The defendant, (name) _____, is incorporated under the laws of the State of (name) _____, and has its principal place of business in the State of (name) _____.

Or is incorporated under the laws of (foreign nation) _____, and has its principal place of business in (name) _____.

(If more than one defendant is named in the complaint, attach an additional page providing the same information for each additional defendant.)

3. The Amount in Controversy

The amount in controversy—the amount the plaintiff claims the defendant owes or the amount at stake—is more than \$75,000, not counting interest and costs of court, because (explain):

III. Statement of Claim

Write a short and plain statement of the claim. Do not make legal arguments. State as briefly as possible the facts showing that each plaintiff is entitled to the damages or other relief sought. State how each defendant was involved and what each defendant did that caused the plaintiff harm or violated the plaintiff's rights, including the dates and places of that involvement or conduct. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

I SIGNED UP TO RECEIVE AN EARLY VOTING BALLOT BY MAIL WHILE DETAIN AT DURHAM COUNTY DETENTION FACILITY LOCATED AT 219 SOUTH MANGUM STREET DURHAM, NORTH CAROLINA. EARLY VOTING COMMENCED OCTOBER 15TH THROUGH

IV. Relief

State briefly and precisely what damages or other relief the plaintiff asks the court to order. Do not make legal arguments. Include any basis for claiming that the wrongs alleged are continuing at the present time. Include the amounts of any actual damages claimed for the acts alleged and the basis for these amounts. Include any punitive or exemplary damages claimed, the amounts, and the reasons you claim you are entitled to actual or punitive money damages.

REQUESTING TO BE COMPENSATED IN THE AMOUNT OF \$2,000,000,000 (ACTUAL DAMAGES) AND \$2,000,000,000.00 PUNITIVE DAMAGES

STATEMENT OF CLAIM

OCTOBER 31ST OF 2020.

FROM THE DATE OF OCTOBER 15TH 31ST,
I, DERRICK ALLEN SR, NEVER RECEIVED AN
EARLY VOTING BALLOT TO PARTICIPATE IN THE
2020 VOTING CENSUS.

I WAS HOUSED IN POD 5A CELL #26
AND REPEATEDLY QUESTIONED STAFF ABOUT MY
VOTING BALLOT (LT. Sudden -- OFC. Holly emailed
Fioson/Faison on 10/28, OR SO IT WAS COMMUNICATED
TO ME); THEREFORE, GOVERNMENTAL EMPLOYEES
ACTING UNDER COLOR OF STATE LAW INFRINGED
PETITIONER CONSTITUTIONAL RIGHT TO VOTE --
IN THE PRESIDENTIAL ELECTION.

V. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 10/31/2020

Signature of Plaintiff

Printed Name of Plaintiff

Derrick M. Allen Sr.
DERRICK M. ALLEN SR.

B. For Attorneys

Date of signing: N/A

Signature of Attorney

Printed Name of Attorney

Bar Number

Name of Law Firm

Street Address

State and Zip Code

Telephone Number

E-mail Address

PRO SE

PRO SE